

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

D.B., *et al.*,

Plaintiffs,

-vs-

MONTGOMERY COUNTY SCHOOL DISTRICT,

Defendant.

Case No. 2:07-cv-783-MHT

**JOINT MOTION TO CONTINUE PLAINTIFF'S
MOTION FOR TEMPORARY RESTRAINING ORDER**

COME NOW the parties D.B., by and through her Guardian, Katrina Warr and Katrina Warr, Individually, and the Montgomery County Board of Education, improperly designated as the Montgomery County School District, by and through their respective counsel, and jointly move this Honorable Court to continue Plaintiffs' Motion for Temporary Restraining Order. In the alternative, the parties respectfully request the Court deny Plaintiffs' Motion for Temporary Restraining Order without prejudice. As grounds, the parties state the following:

1. Plaintiffs filed their Motion for Temporary Restraining Order or in the Alternative, Application for Preliminary Injunction on August 30, 2007.
2. On September 4, 2007, the Honorable Susan Russ Walker conducted a mediation with the parties.
3. The parties are attempting to resolve this matter without the necessity of a hearing on Plaintiffs' Motion for Temporary Restraining Order.

WHEREFORE, These Premises, Considered, the parties respectfully request this Honorable Court continue Plaintiffs' Motion for Temporary Restraining Order or, in the alternative, deny said Motion without prejudice. The parties further respectfully request that the Plaintiffs' Verified Complaint remain pending.

The undersigned attests that Deborah A. Mattison has agreed to the foregoing and has authorized me to execute this document and electronically file same on her behalf.

RESPECTFULLY SUBMITTED this the 10th day of September, 2007.

D.B., et al., Plaintiffs,

By: /S/ Deborah A.. Mattison

Deborah A. Mattison (3959-N-59D)

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www/6630.0181/g:Joint Motion to Continue.wpd